

CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of September, 2012, a true and accurate copy of the foregoing was electronically filed with the Clerk of the Court using the CM/ECF system, and that a true and accurate copy of the foregoing was sent via the CM/ECF system to the following participants:

Lauren M. Ellerman, Esq.
FRITH & ELLERMAN, PC
303 Washington Ave, SW
Roanoke, VA 24016
Telephone: (540) 985-0098
Facsimile: (540) 985-9108
lellerman@frithlawfirm.com

Counsel for Plaintiff - Appellee

_____/s/ Thomas M. Winn, III_____